

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

January 5, 2004

**C043430 In re T.R.; CHILDREN'S SERVICES DIVISION v. IRENE C.
(Not for Publication)**

The orders of the juvenile court are affirmed.

NICHOLSON, J.

We concur: Scotland, P.J.

Robie, J.

January 6, 2004

C040204 THE PEOPLE v. WOODCOX (Not for Publication)

The judgment is reversed. The trial court is directed to enter an order granting the motion to suppress.

RAYE, J.

We concur: Blease, Acting P.J.

Morrison, J.

**C043804 STOCKTON CHRISTIAN LIFE CENTER, INC. v. MCCARTHY et al. and
SAN JOAQUIN LUMBER and UNITED RENTALS, INC.
(Not for Publication)**

The judgment is affirmed.

SCOTLAND, P.J.

We concur: Blease, J.

Raye, J.

C044483 MOORE v. MASSEY etc. et al. (Not for Publication)

The judgment (orders for sale and distribution of property and order re: effect of bankruptcy proceedings) are affirmed. Moore shall recover his costs on appeal. (Cal. Rules of Court, rule 27(a).)

SIMS, Acting P.J.

We concur: Davis, J.

Hull, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

January 6, 2004, continued

C045382 CORTES v. CHANG et al.

BY THE COURT:

Appellant's motion to reinstate the appeal is granted. The order of December 23, 2003, dismissing the appeal is vacated, and the appeal is reinstated.

The granting of the motion to reinstate is on the condition that appellant forthwith file the designation of the record on appeal with the Yolo County trial court clerk by January 16, 2004.

If the designation contains a request for a reporter's transcript, the request must be accompanied by the appropriate costs of the transcript in accordance with rule 4(b) of the California Rules of Court. Failure to comply with the conditions of this order will result in the immediate dismissal of the appeal without further warning.

The trial court clerk is authorized to accept the designation and proceed in accordance with the rules.

SCOTLAND, P.J.

January 7, 2004

C042492 THE PEOPLE v. GAITHER (Not for Publication)

The judgment is affirmed.

Blease, Acting P.J.

We concur: Davis, J.

Raye, J.

**C043932 In re TIANNA R.; BUTTE COUNTY CHILDREN'S SERVICES DIVISION v.
IRENE C. (Not for Publication)**

The orders of the juvenile court are affirmed.

ROBIE, J.

We concur: Blease, Acting P.J.

Nicholson, J.

C040219 THE PEOPLE v. BARMETTLER

BY THE COURT:

Respondent's petition for rehearing is denied.

HULL, Acting P.J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

January 8, 2004

- C041386 THE PEOPLE v. LATU (Not for Publication)**
The judgment is reversed as to count 1. (§ 269, subd. (a)(1).) Defendant is entitled to 329 days of presentence custody credit, and a total credit of 378 days. In all other respects, the judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect the noted custody credit changes, and to send a copy of the amended abstract to the Department of Corrections.
DAVIS, J.
We concur: Blease, Acting P.J.
 Hull, J.
- C042443 THE PEOPLE v. RICHARDS (Not for Publication)**
The judgment is affirmed.
DAVIS, J.
We concur: Sims, Acting P.J.
 Hull, J.
- C043211 THE PEOPLE v. CASILLAS (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We concur: Blease, Acting P.J.
 Nicholson, J.
- C043585 In re E.P. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. RICHARD M. et al. (Not for Publication)**
The order reinstating termination of parental rights is vacated, and the matter is remanded to the juvenile court with directions to order the Sacramento County Department of Health and Human Services to make proper inquiry and to comply with the notice provisions of the Indian Child Welfare Act (25 U.S.C. § 1901 et seq.) by sending Forms SOC 318 and 319 to the five tribes named in this opinion. If after proper inquiry and notice, a tribe determines that any one of the minors is an Indian child as defined by the Act, the juvenile court is ordered to conduct a new Welfare and Institutions code section 366.26 hearing in conformity with all provisions of the Act. If, on the other hand, no response is received or the tribes determine that none of the minors is an Indian child, all previous findings and orders shall be reinstated.
SIMS, Acting P.J.
We concur: Raye, J.
 Morrison, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

January 9, 2004, continued

- C044219 THE PEOPLE v. GARNER (Not for Publication)**
The judgment is affirmed.
BUTZ, J.
We concur: Davis, Acting P.J.
Hull, J.
- C044327 THE PEOPLE v. ALVAREZ (Not for Publication)**
The judgment is affirmed.
BUTZ, J.
We concur: Davis, Acting P.J.
Hull, J.
- C043192 In re B.C.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. K.M. (Not for Publication)**
The orders of the juvenile court are affirmed.
RAYE, J.
We concur: Davis, Acting P.J.
Butz, J.
- C043571 In re TRAVIS D.; SAN JOAQUIN COUNTY HUMAN SERVICES AGENCY v.
SAL D. and TRAVIS D. (Not for Publication)**
The appeal is dismissed.
DAVIS, Acting P.J.
We concur: Raye, J.
Robie, J.
- C044091 In re JESSICA W.; AMADOR COUNTY DEPARTMENT OF SOCIAL
SERVICES v. CHARLENE W. (Not for Publication)**
The juvenile court's order is affirmed.
BUTZ, J.
We concur: Davis, Acting P.J.
Hull, J.
- C041896 KILE et al. v. MOORE et al.**
BY THE COURT:
Appellants' petition for rehearing is denied.
MORRISON, Acting P.J.